



FW # 1731

SP02-014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Borrelli, et al.

Serial No: 10/057,221

Filing Date: 1/24/2002

Title: Method of Making Polarizing Glasses

Art Group Unit: 1731

Examiner: Donne A. Walls

RESPONSE

Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE TO EXAMINER'S RESTRICTION REQUIREMENT

In the Office Action dated 9/21/2004, the Examiner issued a Restriction Requirement identifying the following groups of claims as being drawn to potentially distinct inventions:

Group I. Claims 1- 6, drawn to a method of manufacturing a polarizing glass article classified in class 65, subclass 30.13;

Group II. Claims 7 - 10, drawn to a polarizing glass article, classified in class 359.

The Examiner asserted that these inventions may be regarded as independent and distinct from one another because: "The invention I and II are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be made by another and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP §806.05(f)). In the instant case the product claimed can be made by another and materially different process, such as one wherein after an initial glass batch is melted, cooled, and shaped into a glass article, it is immediately subjected to elevated temperatures to generate halide crystals, without an intervening step of subjecting the glass article to ion-exchange."

In a telephone conference with the undersigned attorney/agent of record dated Wednesday September 15, 2004, a provisional election to Group I, claims 1-6 was made, without traverse. Applicants hereby confirm that provisional election, without traverse.

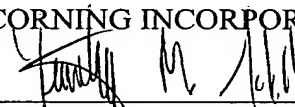
Applicants believe that no extension of time is necessary to make this Response timely. Should Applicants be in error, Applicants respectfully request the Office grant such time extension pursuant to 37 C.F.R. § 1.136(a) as necessary to make this Response timely, and hereby authorizes the Office to charge any necessary fee or surcharge with respect to said time extension to the deposit account of the undersigned firm of attorneys, Deposit Account 03-3325.

Please direct any questions or comments to Timothy M. Schaeberle at 607-974-3164.

Respectfully submitted,

Date: 1/14/05

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8:

I hereby certify that this paper and any papers referred to herein are being deposited with the U.S. Postal Service, as first class mail, postage prepaid, addressed to Commissioner of Patents, Alexandria, VA 22313-1450 on

1-17-05



Jennifer Kazbikiewicz